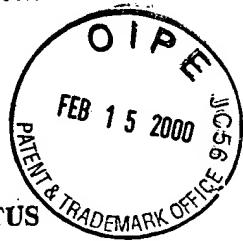


Applicant or Patentee: EPSTEIN ET AL.  
 Serial or Patent No.: 09/478,621  
 Filed or Issued: JANUARY 5, 2000  
 For: INHIBITING DEVELOPMENT OF MICROVESSELS  
 WITHIN CORONARY OR PERIPHERAL VESSEL WALLS  
 FOR RESTENOSIS/ATHEROSCLEROSIS PREVENTION  
 OR THERAPY

Frommer Lawrence & Haug LLP  
 File No.: 674522-2001.1  
 Page 1 of 3



**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
 (37 CFR 1.9(f) and 1.27(d)) - NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name Of Organization: CARDIOVASCULAR RESEARCH FOUNDATION  
 Address Of Organization: 55 EAST 59<sup>TH</sup> STREET  
 NEW YORK, N.Y. 10022

Type Of Organization:

- university or other institution of higher education
- tax exempt under internal revenue service code (26 USC 501(a) and 502(c)(3))
- nonprofit scientific or educational under statute of state of the United States of America
- would qualify as tax exempt under internal revenue service code (26 USC 501(a) and 502(c)(3)) if located in the United States of America
- would qualify as nonprofit scientific or educational under statute of state of the United States of America if located in the United States of America

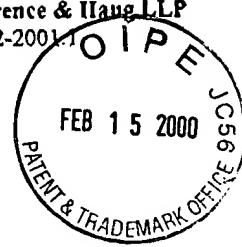
I hereby declare that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled: **INHIBITING DEVELOPMENT OF MICROVESSELS WITHIN CORONARY OR PERIPHERAL VESSEL WALLS FOR RESTENOSIS/ATHEROSCLEROSIS PREVENTION OR THERAPY** inventor(s) STEPHEN E. EPSTEIN, RAN KORNOWSKI, SHMUEL FUCH AND MARTIN LEON described in

- the specification filed herewith.
- application serial no. 09/478,621, filed JANUARY 5, 2000.
- patent no. , issued

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above-identified invention.

Applicant or Patentee: EPSTEIN ET AL.  
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Page 2 of 3



If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor who could not qualify as a small business concern under 35 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Full Name:

Address:

Individual

Small Business Concern

Nonprofit Organization

Full Name:

Address:

Individual

Small Business Concern

Nonprofit Organization

Full Name:

Address:

Individual

Small Business Concern

Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

**\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).**

Applicant or Patentee: EPSTEIN ET AL.  
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Page 3 of 3



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: MARY M. LAMPE

Title in Organization: CHIEF OPERATING OFFICER

Address of Person Signing: 55 E. 59th Street, 6th Floor, New York, NY 10022

Signature: Mary M. Lampe

Date: Feb. 7, 2000